

MONDAY, MARCH 25, 2019

TWENTY-FIRST LEGISLATIVE DAY

The House met at 5:00 p.m. and was called to order by Mr. Speaker Casada.

The proceedings were opened with prayer by Reverend Jay Voorhees, City Road Chapel United Methodist, Madison, TN.

Representative Beck led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 97

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada -- 97

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Lamar; business

PRESENT IN CHAMBER

Rep. Lynn was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 54 Rep. Sherrell as prime sponsor.

House Joint Resolution No. 195 Reps. Gant and Crawford as prime sponsors.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

House Joint Resolution No. 196 Rep. Clemmons as prime sponsor.

House Joint Resolution No. 197 Rep. Crawford as prime sponsor.

House Joint Resolution No. 364 Reps. Clemmons, Powell, Lamberth and Rudder as prime sponsors.

House Bill No. 187 Rep. Kumar as prime sponsor.

House Bill No. 362 Rep. Hardaway as prime sponsor.

House Bill No. 531 Reps. Cochran, Hurt, Reedy, Littleton, Sherrell, Carter, Ogles, Hall, Gant, Eldridge, Helton, Doggett, Rudder, Williams, Powers, Haston, Lamberth, Crawford, Keisling and Sanderson as prime sponsors.

House Bill No. 634 Reps. Byrd, Haston, Russell, Rudder, Tillis, Marsh, Leatherwood, Hurt, Bricken, Carr, Terry, Wright, Hazlewood, Powers, Doggett, Windle, Keisling, Shaw, Holt, Sanderson, Ogles, Williams, Crawford, Helton, Lafferty, Daniel, Kumar, Cochran, Smith, Hicks, Todd, Gant, Littleton, Eldridge, Moon and Moody as prime sponsors.

House Bill No. 723 Reps. Moody, Carter and Hardaway as prime sponsors.

House Bill No. 817 Rep. Rudd as prime sponsor.

House Bill No. 844 Reps. Helton, Hurt, Terry, Staples, Love and Chism as prime sponsors.

House Bill No. 856 Reps. Camper and White as prime sponsors.

House Bill No. 925 Rep. Sherrell as prime sponsor.

House Bill No. 958 Reps. Love, Clemmons, Stewart, Parkinson, Hardaway and Dixie as prime sponsors.

House Bill No. 993 Rep. Jernigan as prime sponsor.

House Bill No. 1021 Rep. Moon as prime sponsor.

House Bill No. 1078 Reps. Baum and Sparks as prime sponsors.

House Bill No. 1439 Rep. Clemmons as prime sponsor.

**MESSAGE FROM THE SENATE
March 22, 2019**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 346; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
March 22, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 207; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 22, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 516, 587, 810, 1013, 1057, 1346, 1389 and 1404; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 516** -- Scholarships and Financial Aid - As introduced, prohibits eligible postsecondary institutions, for purposes of state lottery proceeds, from denying a student residential housing on the campus of, or in affiliation with, the eligible postsecondary institution solely because of the student's award of a Tennessee STEP UP scholarship. - Amends TCA Title 49, Chapter 4 and Title 49, Chapter 7. by *Massey, *Akbari, *Yager. (HB586 by *Staples, *Crawford)

***Senate Bill No. 587** -- Bail, Bail Bonds - As introduced, removes certain circumstances in which a citation in lieu of arrest shall not be issued; makes various other changes and corrections. - Amends TCA Title 40, Chapter 11 and Title 40, Chapter 7. by *Lundberg, *Akbari, *Gilmore, *Jackson. (HB715 by *Faison)

Senate Bill No. 810 -- Drugs, Prescription - As introduced, makes various changes concerning the prescription of certain Scheduled controlled substances. - Amends TCA Title 53, Chapter 10, Part 3; Title 63, Chapter 1, Part 1 and Title 63, Chapter 1, Part 4. by *Reeves, *Briggs, *Hensley, *Haile. (*HB843 by *Sexton C, *Gant, *Terry, *Smith, *Kumar, *Vaughan, *Casada, *Jernigan, *Leatherwood, *Helton, *Williams)

***Senate Bill No. 1013** -- Debt Adjustors and Bill Collectors - As introduced, enacts the "Debt Resolution Services Act." - Amends TCA Title 47. by *Johnson. (HB1182 by *Keisling)

Senate Bill No. 1057 -- Gambling - As introduced, decriminalizes, under certain circumstances, wagers on fantasy sports leagues and sports pools. - Amends TCA Title 39, Chapter 13, Part 1 and Title 39, Chapter 17, Part 5. by *Dickerson. (*HB1033 by *Terry, *Zachary, *White)

Senate Bill No. 1346 -- Public Records - As introduced, requires that personally identifying information contained in motor vehicle accident reports be treated as confidential information and restricted from public disclosure. - Amends TCA Title 10, Chapter 7, Part 5; Title 38; Title 40 and Title 55, Chapter 10, Part 1. by *Massey. (*HB1107 by *Powell, *Jernigan, *Gant)

Senate Bill No. 1389 -- Death - As introduced, authorizes the development and use of a commemorative certificate of nonviable birth. - Amends TCA Title 63 and Title 68. by *Bell, *Gresham, *Rose. (*HB966 by *Cochran, *Zachary, *Howell, *Van Huss, *Cepicky, *Todd)

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Senate Bill No. 1404 -- Child Custody and Support - As introduced, states that a parent not in possession of a child is entitled to video chat with the child as part of the right to unimpeded telephone conversations if the technology is available to both the parent and the child; states that a parent is not required to purchase any device in order to allow the other parent to video chat with the child. - Amends TCA Title 36, Chapter 6. by *Bell, *Lundberg, *Hensley, *Pody. (*HB1426 by *Shaw, *Faison, *Coley, *White)

**MESSAGE FROM THE SENATE
March 22, 2019**

MR. SPEAKER: I am directed to return to the House, House Bill No. 258; substituted for Senate Bill on same subject and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 22, 2019**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 260, 261, 263, 265, 266, 269, 271 and 272; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS
March 22, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill No. 258; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
March 22, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 260, 261, 262, 263, 264, 265, 266, 269, 271 and 272; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
March 22, 2019**

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 260, 261, 262, 263, 264, 265, 266, 269, 271 and 272.

GREG GLASS, Chief Engrossing Clerk

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
March 25, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 213, 323, 324 and 325; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 213** -- General Assembly, Directed Studies - Encourages the Department of Agriculture and representatives of vineyard owners and the retail wine industry in Tennessee to discuss the formation of a statewide wine trail. by *Yager.

***Senate Joint Resolution No. 323** -- Memorials, Heroism - Hospitalman Third Class Gary L. Barnes, U.S Navy. by *Stevens.

***Senate Joint Resolution No. 324** -- Memorials, Death - Don Clift. by *Gresham.

***Senate Joint Resolution No. 325** -- Memorials, Retirement - Dr. Glen Farr. by *McNally, *Swann, *Haile, *Reeves.

WELCOMING AND HONORING

RECOGNITION IN THE WELL

Representative Jernigan was recognized in the Well to honor DeMolay International, 100th anniversary.

RESOLUTION READ

The Clerk read House Joint Resolution No. 309, adopted March 14, 2019.

***House Joint Resolution No. 309** -- Memorials, Recognition - DeMolay International, 100th anniversary. by *Jernigan, *Crawford, *Freeman, *Hodges, *Moon, *Lamar, *Whitson, *Beck, *Travis, *Powell, *Love, *Hicks. (*Lundberg)

RECOGNITION IN THE WELL

Representative Lamberth was recognized in the Well to honor Jim Henry, former Deputy Governor of the State of Tennessee.

RECOGNITION IN THE WELL

Representative Whitson was recognized in the Well to honor the Tennessee National Guard.

RULES SUSPENDED

Rep. Whitson moved that the rules be suspended for the purpose of introducing House Resolution No. 54 out of order, which motion prevailed.

***House Resolution No. 54** -- Memorials, Recognition - Tennessee National Guard. by *Whitson, *Ragan, *Williams, *Windle, *Powell, *Love, *Sherrell.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Whitson, the resolution was adopted.

A motion to reconsider was tabled.

RESOLUTION READ

The Clerk read House Resolution No. 54, adopted March 25, 2019.

House Resolution No. 54 -- Memorials, Recognition - Tennessee National Guard. by *Whitson, *Ragan, *Williams, *Windle, *Powell, *Love, *Sherrell.

RECOGNITION IN THE WELL

Colonel Jeffery Holmes was recognized in the Well to address the General Assembly regarding the Tennessee National Guard.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for March 28, 2019:

House Resolution No. 66 -- Memorials, Interns - Wesley Banks. by *Miller.

***House Joint Resolution No. 365** -- Memorials, Academic Achievement - Caitlin Tallon, Governor's School for the Arts. by *Farmer.

***House Joint Resolution No. 366** -- Memorials, Professional Achievement - Dr. Chris Hampton, William J. and Lucille H. Field Award for Excellence in Secondary Principalship. by *Crawford.

***House Joint Resolution No. 367** -- Memorials, Academic Achievement - Nina Marie Richard, Valedictorian, Rhea County High School. by *Travis.

***House Joint Resolution No. 368** -- Memorials, Academic Achievement - Nicholas Drake Robins, Salutatorian, Rhea County High School. by *Travis.

***House Joint Resolution No. 369** -- Memorials, Academic Achievement - David Mills, Salutatorian, Bledsoe County High School. by *Travis.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***House Joint Resolution No. 370** -- Memorials, Academic Achievement - Keslin Moore, Valedictorian, Bledsoe County High School. by *Travis.

***House Joint Resolution No. 371** -- Memorials, Public Service - Mayor Danny Jowers. by *Sanderson.

***House Joint Resolution No. 372** -- Memorials, Public Service - Sue Jackson. by *Sanderson.

***House Joint Resolution No. 373** -- Memorials, Recognition - Tom Bock. by *Sanderson.

***House Joint Resolution No. 374** -- Memorials, Recognition - Jason Kemp. by *Holt.

***House Joint Resolution No. 375** -- Memorials, Recognition - National Healthy Schools Day 2019. by *Whitson.

***House Joint Resolution No. 376** -- Memorials, Recognition - Roberts Tabernacle of Westmoreland. by *Lamberth.

***House Joint Resolution No. 377** -- Memorials, Death - Monroe James "M.J." Edwards, Sr. by *Hardaway, *Towns, *Parkinson, *Miller, *Thompson, *DeBerry, *Coley, *Cooper, *White, *Leatherwood, *Vaughan, *Camper.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for March 28, 2019:

***Senate Joint Resolution No. 323** -- Memorials, Heroism - Hospitalman Third Class Gary L. Barnes, U.S Navy. by *Stevens.

***Senate Joint Resolution No. 324** -- Memorials, Death - Don Clifft. by *Gresham.

***Senate Joint Resolution No. 325** -- Memorials, Retirement - Dr. Glen Farr. by *McNally, *Swann, *Haile, *Reeves.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

***House Bill No. 1518** -- Decherd - Subject to local approval, establishes the procedure to remove the mayor or an alderman from office and the circumstances in which the mayor or an alderman may be removed from office. - Amends Chapter 318 of the Acts of 1901; as amended. by *Rudder.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

House Bill No. 1519 -- McKenzie - Subject to local approval, reduces the maximum penalty levied by the municipal court from \$500 to \$50; removes the certification requirement for newly elected councilmen; removes city council authority to impeach; allows council to appoint a city administrator; removes the city clerk bond requirement; revises various other provisions. - Amends Chapter 128 of the Private Acts of 1990; as amended. by *Holt.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 516** -- Scholarships and Financial Aid - As introduced, prohibits eligible postsecondary institutions, for purposes of state lottery proceeds, from denying a student residential housing on the campus of, or in affiliation with, the eligible postsecondary institution solely because of the student's award of a Tennessee STEP UP scholarship. - Amends TCA Title 49, Chapter 4 and Title 49, Chapter 7. by *Massey, *Akbari, *Yager. (HB586 by *Staples, *Crawford)

***Senate Bill No. 587** -- Bail, Bail Bonds - As introduced, removes certain circumstances in which a citation in lieu of arrest shall not be issued; makes various other changes and corrections. - Amends TCA Title 40, Chapter 11 and Title 40, Chapter 7. by *Lundberg, *Akbari, *Gilmore, *Jackson. (HB715 by *Faison)

Senate Bill No. 810 -- Drugs, Prescription - As introduced, makes various changes concerning the prescription of certain Scheduled controlled substances. - Amends TCA Title 53, Chapter 10, Part 3; Title 63, Chapter 1, Part 1 and Title 63, Chapter 1, Part 4. by *Reeves, *Briggs, *Hensley, *Haile. (*HB843 by *Sexton C, *Gant, *Terry, *Smith, *Kumar, *Vaughan, *Casada, *Jernigan, *Leatherwood, *Helton, *Williams)

***Senate Bill No. 1013** -- Debt Adjustors and Bill Collectors - As introduced, enacts the "Debt Resolution Services Act." - Amends TCA Title 47. by *Johnson. (HB1182 by *Keisling)

Senate Bill No. 1057 -- Gambling - As introduced, decriminalizes, under certain circumstances, wagers on fantasy sports leagues and sports pools. - Amends TCA Title 39, Chapter 13, Part 1 and Title 39, Chapter 17, Part 5. by *Dickerson. (*HB1033 by *Terry, *Zachary, *White)

Senate Bill No. 1346 -- Public Records - As introduced, requires that personally identifying information contained in motor vehicle accident reports be treated as confidential information and restricted from public disclosure. - Amends TCA Title 10, Chapter 7, Part 5; Title 38; Title 40 and Title 55, Chapter 10, Part 1. by *Massey. (*HB1107 by *Powell, *Jernigan, *Gant)

Senate Bill No. 1389 -- Death - As introduced, authorizes the development and use of a commemorative certificate of nonviable birth. - Amends TCA Title 63 and Title 68. by *Bell, *Gresham, *Rose. (*HB966 by *Cochran, *Zachary, *Howell, *Van Huss, *Cepicky, *Todd)

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Senate Bill No. 1404 -- Child Custody and Support - As introduced, states that a parent not in possession of a child is entitled to video chat with the child as part of the right to unimpeded telephone conversations if the technology is available to both the parent and the child; states that a parent is not required to purchase any device in order to allow the other parent to video chat with the child. - Amends TCA Title 36, Chapter 6. by *Bell, *Lundberg, *Hensley, *Pody. (*HB1426 by *Shaw, *Faison, *Coley, *White)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 1516** -- Bolivar -- House Naming, Designating, & Private Acts Committee

House Bill No. 1517 -- Sumner County -- House Naming, Designating, & Private Acts Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 25, 2019**, reported the following:

CONSUMER AND HUMAN RESOURCES COMMITTEE

The Consumer and Human Resources Committee recommended for passage: House Bills Nos. 948, 1163, 389 and 1239 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bills Nos. 684, 934, 481, 482 and 484. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 874, also House Bill No. 940 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

CONSENT CALENDAR

***House Joint Resolution No. 268** -- General Assembly, Confirmation of Appointment - James Jones, Fish and Wildlife Commission. by *Ragan.

On motion, **Senate Joint Resolution No. 271** was substituted for House Joint Resolution No. 268.

House Resolution No. 65 -- Memorials, Recognition - John Green and Company Realtors, 40th anniversary. by *Vaughan.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***House Joint Resolution No. 332** -- Memorials, Personal Occasion - Elizabeth C. Bobo, 106th birthday. by *Sanderson.

***House Joint Resolution No. 333** -- Memorials, Recognition - Ron Murray. by *Powers.

***House Joint Resolution No. 334** -- Memorials, Death - Bill Brookshire. by *Hill T.

***House Joint Resolution No. 335** -- Memorials, Recognition - Roane County Rescue Squad, 60th anniversary. by *Calfee, *Travis.

***House Joint Resolution No. 336** -- Memorials, Recognition - Ron Berry. by *Calfee, *Travis.

***House Joint Resolution No. 337** -- Memorials, Sports - Belinda Kaye Cook Bart, Red Boiling Springs Basketball Hall of Fame. by *Keisling.

***House Joint Resolution No. 338** -- Memorials, Sports - Kent Smith, Red Boiling Springs Basketball Hall of Fame. by *Keisling.

***House Joint Resolution No. 339** -- Memorials, Sports - Marsha Sue Bilbrey, Red Boiling Springs Basketball Hall of Fame. by *Keisling.

***House Joint Resolution No. 340** -- Memorials, Sports - Daniel Meador, Red Boiling Springs Basketball Hall of Fame. by *Keisling.

***House Joint Resolution No. 341** -- Memorials, Sports - Bradley Central High School Girls' Basketball Team, Division I Class AAA State Championship. by *Howell, *Hall.

***House Joint Resolution No. 342** -- Memorials, Personal Occasion - Norma Lenzi Parham, 100th birthday. by *Kumar.

***House Joint Resolution No. 343** -- Memorials, Academic Achievement - Carter Jackson Smith, Valedictorian, Ooltewah High School. by *Carter.

***House Joint Resolution No. 344** -- Memorials, Academic Achievement - Madison May Bradshaw, Salutatorian, Ooltewah High School. by *Carter.

***House Joint Resolution No. 345** -- Memorials, Recognition - Nanette Arnold. by *Haston.

***House Joint Resolution No. 347** -- Memorials, Public Service - President Trump, U.S.-Mexico-Canada Agreement. by *Hill T.

***House Joint Resolution No. 348** -- Memorials, Recognition - Margaret D. Scott. by *Camper.

***House Joint Resolution No. 349** -- Memorials, Recognition - Order of Elks, National Civil Liberties Annual Summit. by *Camper.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***House Joint Resolution No. 350** -- Memorials, Recognition - Leonard J. Polk, Jr. by *Camper.

***House Joint Resolution No. 351** -- Memorials, Recognition - Fred Martin. by *Camper.

***House Joint Resolution No. 352** -- Memorials, Recognition - Carolyn Toney. by *Camper.

***House Joint Resolution No. 353** -- Memorials, Recognition - Damein Kirkwood. by *Camper.

***House Joint Resolution No. 354** -- Memorials, Recognition - Lois Everett. by *Camper.

***House Joint Resolution No. 355** -- Memorials, Recognition - Leslie Jones. by *Camper.

***House Joint Resolution No. 356** -- Memorials, Recognition - E. Yvonne Joyce. by *Camper.

***House Joint Resolution No. 357** -- Memorials, Recognition - Gregory L. Dodson. by *Camper.

***House Joint Resolution No. 358** -- Memorials, Recognition - Yvonne Kent. by *Camper.

***House Joint Resolution No. 359** -- Memorials, Recognition - Calvin Drew. by *Camper.

***House Joint Resolution No. 360** -- Memorials, Recognition - Richard A. Dennis, Sr. by *Camper.

***House Joint Resolution No. 361** -- Memorials, Recognition - Memphis Light, Gas and Water, 80th anniversary. by *Camper.

***House Joint Resolution No. 362** -- Memorials, Recognition - Shelby County, bicentennial. by *Camper.

***House Joint Resolution No. 363** -- Memorials, Recognition - City of Memphis, bicentennial. by *Camper.

***House Joint Resolution No. 364** -- Memorials, Recognition - Nathan "Nearest" Green. by *Camper, *Love, *Hakeem, *Lamar, *Miller, *Parkinson, *Dixie, *Towns, *Hardaway, *Mitchell, *Thompson, *Potts, *Shaw, *Staples, *Sanderson, *Stewart, *Clemmons, *Powell, *Lamberth, *Rudder.

***Senate Joint Resolution No. 277** -- Memorials, Recognition - Andy Marshall, Ed Moody Award of Excellence. by *Johnson, *Gardenhire.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***Senate Joint Resolution No. 278** -- Memorials, Death - Wheeler "Jay" Nidiffer. by *Crowe, *Lundberg.

***Senate Joint Resolution No. 279** -- Memorials, Academic Achievement - Deep Patel, Valedictorian, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 280** -- Memorials, Academic Achievement - Keili Tucker, Salutatorian, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 281** -- Memorials, Academic Achievement - Dhruva Patel, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 282** -- Memorials, Academic Achievement - Tiffany Alexander, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 283** -- Memorials, Academic Achievement - Layla Haynor, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 284** -- Memorials, Academic Achievement - Sabastian Stetten, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 285** -- Memorials, Academic Achievement - Macy Hall, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 286** -- Memorials, Academic Achievement - Daniel Trammell, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 287** -- Memorials, Academic Achievement - Erin Wheatley, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 288** -- Memorials, Academic Achievement - Sydney Walker, Top Ten, Spring Hill High School. by *Hensley.

***Senate Joint Resolution No. 289** -- Memorials, Academic Achievement - Kierra Thompson, Valedictorian, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 290** -- Memorials, Academic Achievement - Coble Brooks, Salutatorian, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 291** -- Memorials, Academic Achievement - Starr Runions, Top Ten Senior, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 292** -- Memorials, Academic Achievement - Drew Grimmitt, Top Ten Senior, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 293** -- Memorials, Academic Achievement - Kelsi Pruitt, Top Ten Senior, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 294** -- Memorials, Academic Achievement - Alex Wyatt, Top Ten Senior, Hampshire Unit School. by *Hensley.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***Senate Joint Resolution No. 295** -- Memorials, Academic Achievement - Abigail Golden, Top Ten Senior, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 296** -- Memorials, Academic Achievement - Madison Campbell, Top Ten Senior, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 297** -- Memorials, Academic Achievement - Lester Chapman, Top Ten Senior, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 298** -- Memorials, Academic Achievement - Cooper Bell, Top Ten Senior, Hampshire Unit School. by *Hensley.

***Senate Joint Resolution No. 300** -- Memorials, Death - Frank John Peroulas. by *Massey, *Briggs, *Haile, *Yager.

***Senate Joint Resolution No. 301** -- Memorials, Academic Achievement - Jacob Mark Smith, Valedictorian, Waverly Central High School. by *Roberts.

***Senate Joint Resolution No. 302** -- Memorials, Academic Achievement - Elizabeth Marie Allison, Valedictorian, Waverly Central High School. by *Roberts.

***Senate Joint Resolution No. 303** -- Memorials, Academic Achievement - Parker Nolan Collier, Valedictorian, Waverly Central High School. by *Roberts.

***Senate Joint Resolution No. 304** -- Memorials, Academic Achievement - Eilish Bennett, Valedictorian, Hickman County High School. by *Roberts.

***Senate Joint Resolution No. 305** -- Memorials, Academic Achievement - Joshua Fitts, Salutatorian, Hickman County High School. by *Roberts.

***Senate Joint Resolution No. 306** -- Memorials, Academic Achievement - Alex Michaela Edwards, Valedictorian, Creek Wood High School. by *Roberts.

***Senate Joint Resolution No. 307** -- Memorials, Academic Achievement - Dawson Chance Christy, Salutatorian, Creek Wood High School. by *Roberts.

***Senate Joint Resolution No. 308** -- Memorials, Academic Achievement - Evelyn Renea Aune, Valedictorian, McEwen High School. by *Roberts.

***Senate Joint Resolution No. 309** -- Memorials, Academic Achievement - Lezlee Sue Hudson, Valedictorian, McEwen High School. by *Roberts.

***Senate Joint Resolution No. 310** -- Memorials, Academic Achievement - Alesia Me-Liana Meade, Valedictorian, McEwen High School. by *Roberts.

***Senate Joint Resolution No. 311** -- Memorials, Academic Achievement - Allison Louise Whitehead, Valedictorian, Dickson County High School. by *Roberts.

***Senate Joint Resolution No. 312** -- Memorials, Academic Achievement - Mattie Grace Holley, Salutatorian, Dickson County High School. by *Roberts.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***Senate Joint Resolution No. 313** -- Memorials, Academic Achievement - Alexis Larkins, Valedictorian, East Hickman High School. by *Roberts.

***Senate Joint Resolution No. 314** -- Memorials, Academic Achievement - Catherine Gunther, Salutatorian, East Hickman High School. by *Roberts.

***Senate Joint Resolution No. 315** -- Memorials, Sports - Cheatham County Central High School Girls' Basketball Team, TSSAA Division I Class AA State Champions. by *Roberts.

***Senate Joint Resolution No. 316** -- Memorials, Recognition - Gage Kirby. by *Briggs, *Massey.

***Senate Joint Resolution No. 317** -- Memorials, Personal Achievement - Bryan Daniels, Community Leadership Award. by *Swann.

***Senate Joint Resolution No. 318** -- Memorials, Personal Achievement - Emily Morgan, Youth Leadership Award. by *Swann.

***Senate Joint Resolution No. 319** -- Memorials, Sports - Gibson County High School girls' basketball team, TSSAA Class A State Champions. by *Stevens.

***Senate Joint Resolution No. 320** -- Memorials, Sports - McKenzie High School girls' basketball team. by *Stevens.

***Senate Joint Resolution No. 321** -- Memorials, Sports - Greenfield High School girls' basketball team. by *Stevens.

***Senate Joint Resolution No. 322** -- Memorials, Sports - Westview High School girls' basketball team. by *Stevens.

OBJECTION--CONSENT CALENDAR

Objections were filed to the following on the Consent Calendar:

House Joint Resolution No. 347: by Rep. Stewart

House Joint Resolution No. 361: by Rep. Camper

House Joint Resolution No. 362: by Rep. Camper

House Joint Resolution No. 363: by Rep. Camper

Under the rules, House Joint Resolution Nos. 347, 361, 362 and 363 were placed at the heel of the calendar for March 28, 2019.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes 97
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

REGULAR CALENDAR

***House Bill No. 843** -- Drugs, Prescription - As introduced, makes various changes concerning the prescription of certain Scheduled controlled substances. - Amends TCA Title 53, Chapter 10, Part 3; Title 63, Chapter 1, Part 1 and Title 63, Chapter 1, Part 4. by *Sexton C, *Gant, *Terry, *Smith, *Kumar, *Vaughan, *Casada, *Jernigan, *Leatherwood, *Helton, *Williams. (SB810 by *Reeves, *Briggs, *Hensley, *Haile)

Further consideration of House Bill No. 843, previously considered on March 14, 2019, at which time it was reset for today's Regular Calendar.

Rep. Lamberth requested that **House Bill No. 843** be moved to the heel of the Calendar, which motion prevailed.

House Bill No. 723 -- Criminal Offenses - As introduced, clarifies it is not a defense to certain offenses that the solicitation was unsuccessful, that the conduct solicited was not engaged in, or that the law enforcement officer could not engage in the solicited offense. - Amends TCA Title 39, Chapter 13. by *Coley, *White, *Moody, *Carter, *Hardaway. (*SB644 by *Lundberg, *Stevens)

On motion, House Bill No. 723 was made to conform with **Senate Bill No. 644**; the Senate Bill was substituted for the House Bill.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Rep. Coley moved that **Senate Bill No. 644** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 98
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--98

A motion to reconsider was tabled.

***House Joint Resolution No. 195** -- General Assembly, Confirmation of Appointment - Dr. David "Hank" Wright, Tennessee Fish and Wildlife Commission. by *Vaughan, *Halford, *Gant, *Crawford.

On motion, **Senate Joint Resolution No. 201** was substituted for House Joint Resolution No. 195.

Rep. Vaughan moved the House concur in **Senate Joint Resolution No. 201**, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***House Bill No. 165** -- Environment and Conservation, Department of - As introduced, requires department or local governments that place moratoriums on connections to public sewer systems to grant permits for the installation of subsurface sewage disposal systems; requires permit holders to discontinue service to subsurface sewage disposal systems and connect to public sewer systems within 90 days of the moratorium being lifted. - Amends TCA Title 68, Chapter 221, Part 4. by *Hazlewood, *Carter, *White . (SB178 by *Gardenhire)

On motion, House Bill No. 165 was made to conform with **Senate Bill No. 178**; the Senate Bill was substituted for the House Bill.

Rep. Hazlewood moved that Senate Bill No. 178 be passed on third and final consideration.

Rep. Halford moved that Agriculture and Natural Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Hazlewood moved that **Senate Bill No. 178** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	3
Present and not voting.....	4

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Thompson, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--91

Representatives voting no were: Clemmons, Hardaway, Towns--3

Representatives present and not voting were: Beck, Johnson G, Ogles, Stewart--4

A motion to reconsider was tabled.

***House Bill No. 187** -- Firearms and Ammunition - As introduced, enacts the "Second Amendment Civil Rights Act of 2019"; confers private rights of action upon a person to challenge government regulation of gun or sport shooting ranges. - Amends TCA Title 39, Chapter 17. by *Reedy, *Todd, *Byrd, *Kumar. (SB446 by *Bell, *Gresham, *Jackson)

Rep. Reedy moved that House Bill No. 187 be passed on third and final consideration.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 187 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-1314, is amended by deleting subdivision (b)(3) and substituting instead the following:

(3) The location of a sport shooting range, except as otherwise provided in §§ 39-17-316 and 13-3-412. To the extent that a city, county, town, municipality, or metropolitan government has or enforces any regulation of privately owned or operated sport shooting ranges, the city, county, town, municipality, or metropolitan government shall not impose greater restrictions or requirements on privately owned or operated ranges than are applicable to any range located within the same unit of local government and owned or operated by a government entity. A party may challenge any regulation of a sport shooting range that violates this subdivision (b)(3) in the manner described in subsection (g); and

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Reedy moved that **House Bill No. 187**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	5
Present and not voting.....	2

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--91

Representatives voting no were: Clemmons, Hakeem, Hardaway, Stewart, Thompson--5

Representatives present and not voting were: Beck, Dixie--2

A motion to reconsider was tabled.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

House Bill No. 844 -- Agriculture - As introduced, requires the commissioner of agriculture to submit a plan to the federal government for Tennessee to have primary regulatory authority over hemp production in this state as authorized by the federal Agricultural Improvement Act of 2018; establishes an administrative framework for the plan. - Amends TCA Title 39, Chapter 17; Title 43; Title 44, Chapter 6, Part 1; Section 47-26-101; Title 53; Title 56 and Title 67, Chapter 4, Part 28. by *Todd, *Reedy, *Helton, *Hurt, *Terry, *Staples, *Love, *Chism. (*SB357 by *Southerland, *Niceley)

On motion, House Bill No. 844 was made to conform with **Senate Bill No. 357**; the Senate Bill was substituted for the House Bill.

Rep. Todd moved that Senate Bill No. 357 be passed on third and final consideration.

Rep. Halford moved adoption of Agriculture and Natural Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 357 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-17-402(16)(C), is amended by deleting the subdivision and substituting the following:

(C) "Marijuana" also does not include hemp, as defined in § 43-27-101;

SECTION 2. Tennessee Code Annotated, Section 39-17-403(f), is amended by deleting the subsection and substituting the following:

(f) The commissioner shall exclude the following from a schedule:

(1) Hemp, as defined in § 43-27-101; and

(2) Any nonnarcotic substance if, under the Federal Food, Drug and Cosmetic Act, compiled in 21 U.S.C. § 301 et seq., and the laws of this state, the substance may be lawfully sold over the counter without a prescription.

SECTION 3. Tennessee Code Annotated, Section 39-17-415, is amended by deleting subsection (c) and substituting the following:

(c) This section does not categorizes hemp, as defined in § 43-27-101, as a controlled substance.

SECTION 4. Tennessee Code Annotated, Section 43-1-701(b), is amended by deleting subdivision (7) and substituting the following:

(7) Section 43-27-104, relative to hemp;

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

SECTION 5. Tennessee Code Annotated, Section 43-26-102(3), is amended by deleting the language "industrial hemp" and substituting the language "hemp, as defined in § 43-27-101".

SECTION 6. Tennessee Code Annotated, Section 43-26-102, is amended by deleting subdivision (4).

SECTION 7. Tennessee Code Annotated, Section 43-26-103, is amended by deleting subsections (b)-(e).

SECTION 8. Tennessee Code Annotated, Section 43-37-103, is amended by deleting the language "industrial hemp, as defined by § 43-26-102" and substituting the language "hemp, as defined in § 43-27-101".

SECTION 9. Tennessee Code Annotated, Section 44-6-103(2), is amended by deleting the language "industrial hems" and substituting the language "hemp, as defined in § 43-27-101", and by deleting the language "industrial hemp" and substituting the language "hemp".

SECTION 10. Tennessee Code Annotated, Section 44-6-103, is amended by deleting subdivision (11).

SECTION 11. Tennessee Code Annotated, Section 67-4-2802(7), is amended by deleting the language "industrial hemp, as defined in § 43-26-102" and substituting the language "hemp, as defined in § 43-27-101".

SECTION 12. Tennessee Code Annotated, Title 43, is amended by adding the following as a new chapter:

43-27-101.

As used in this part:

(1) "Commissioner" means the commissioner of agriculture;

(2) "Department" means the department of agriculture;

(3) "Hemp" means the plant cannabis sativa L. and any part of that plant, including the seeds thereof and all derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers, whether growing or not, with a delta-9 tetrahydrocannabinol (THC) concentration of not more than three-tenths of one percent (0.3%) on a dry weight basis; and

(4) "THC" means delta-9 tetrahydrocannabinol.

43-27-102.

(a) Any person who produces hemp in this state shall obtain an annual license from the department.

(b) In order to obtain and maintain a hemp license, a person must:

(1) Submit to the department a description of all land on which the person produces hemp in this state, to include global positioning system coordinates and other information sufficient to identify the property;

(2) Submit to the department any other information prescribed by rules as necessary for the efficient enforcement of this chapter;

(3) Consent to reasonable inspection and sampling by the department of the person's hemp crop and inventory; and

(4) Not be convicted of a state or federal felony drug offense within the previous ten (10) years.

(c) The department shall maintain all records that the department creates, or that are submitted to the department, for regulation of hemp in this state for a period of at least five (5) years.

43-27-103.

The following acts within this state are prohibited:

(1) Possession of rooted hemp by any person, other than a common carrier, without a valid license issued by the department;

(2) Possession of cannabis with THC concentrations greater than three-tenths of one percent (0.3%) on a dry weight basis;

(3) Failure to pay upon reasonable notice any license, sampling, or inspection fee assessed by the department;

(4) Violation of this part or any rule promulgated under this part;
or

(5) Willful hindrance of the commissioner or the commissioner's authorized agent in performance of their official duties.

43-27-104.

(a) The commissioner is authorized to:

(1) Administer this part;

(2) Take all action necessary to obtain primary regulatory authority over the production of hemp in this state, as authorized by

Section 297 of the Agriculture Improvement Act of 2018 (Public Law 115-334);

(3) Promulgate rules in accordance with the Uniform Administrative Procedures Act, compiled in title 4, part 5, as necessary for regulation of hemp in accordance with the federal Agriculture Improvement Act of 2018 and as determined by the commissioner to be necessary for the efficient enforcement of this part;

(4) Determine requirements for and issue licenses for the production of hemp in this state;

(5) Deny or revoke licenses and issue civil penalties up to one thousand dollars (\$1,000) for each violation of this part or its rules;

(6) Establish reasonable fees for hemp licenses necessary to implement and administer a hemp program in this state on an ongoing basis. All revenue collected from fees established under this subsection (a)(6) must be used exclusively for administration of a hemp regulatory program by the department;

(7) Require the maintenance or filing of records; and

(8) Enter during normal business hours any premises or conveyance of a person licensed under this part for purposes of inspection, sampling, and observation and copying of records required under this part.

(b) All rules promulgated by the department prior to July 1, 2019, for regulation of industrial hemp shall be null and void. Within one hundred twenty (120) days of this act becoming law, the department shall promulgate rules necessary to effectuate the purposes of this part. The commissioner is authorized to file emergency rules under § 4-5-208 as necessary for compliance with this subsection (b).

43-27-105.

(a) The department shall enforce this part in a manner that may reasonably be expected to prevent production or distribution of cannabis with THC concentrations exceeding three-tenths of one percent (0.3%) on a dry weight basis, including random inspections and sampling of hemp licensees to ensure compliance with this part and rules promulgated under this part.

(b) The department shall sample and analyze hemp produced in this state and hemp products distributed in this state for THC concentrations, tested according to protocols prescribed by rule under this part. Departmental testing methods shall employ liquid chromatography tandem mass spectrometry, in a manner similarly reliable to post-decarboxylation, to determine a cannabinoid profile of samples tested, including their THC concentrations.

43-27-106.

(a) When the commissioner or the commissioner's authorized agent finds any cannabis or cannabis product to contain THC concentrations greater than three-tenths of one percent (0.3%) on a dry weight basis, the commissioner may issue either a written stop movement order or written destruction order for the plant or product, as appropriate to best serve the public interest and purpose of this part.

(b) Any person who negligently violates this part or rules promulgated under this part is subject to administrative action by the department including denial or revocation of any license issued under this part; issuance of stop movement orders, destruction orders, and civil penalties; and actions for injunction. Negligent violations of this part or rules promulgated under this part shall not be the basis for criminal prosecution of any person.

(c) Any person who violates this part or rules promulgated under this part with a culpable mental state greater than negligence shall be subject to prosecution under any applicable state or federal law. If the department determines that a person has violated this part or rules promulgated under this part with a culpable mental state greater than negligence, the department shall report the matter to the Tennessee bureau of investigation and the United States attorney general.

(d) In all proceedings brought to enforce this part, proof of testing consistent with rules promulgated under this part showing THC concentrations greater than three-tenths of one percent (0.3%), but not greater than one percent (1.0%), on a dry weight basis is prima facie evidence of a negligent violation of this part.

(e) In all proceedings brought to enforce this part, the following are prima facie evidence of violation with a culpable mental state greater than negligence:

(1) Proof of testing consistent with rules promulgated under this part showing THC concentrations greater than one percent (1.0%) on a dry weight basis;

(2) Three (3) violations within a five-year period for possession of rooted hemp without a valid license issued by the department; or

(3) Violation of any stop movement or destruction order issued under this part.

(f) Any person whose license is revoked for violation of this part or rules promulgated under this part is ineligible for reissuance of the license for a period of at least five (5) years.

43-27-107.

When the commissioner has reason to believe that a person is causing or has caused a violation of this part or the rules promulgated under this part, the commissioner may initiate proceedings in either the chancery court of Davidson County or the chancery court of the county where the violation occurred, for injunctive relief to prevent the continuance of the violation or to correct the conditions resulting in the violation.

43-27-108.

This part does not exempt any person from enforcement of statutes and rules applicable to particular uses of hemp, including, but not limited to, food safety statutes and rules for distribution of food products; feed statutes and rules for distribution of commercial feed; and seed statutes and rules for distribution of seed.

SECTION 13. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Agriculture and Natural Resources Committee Amendment No. 1 was adopted.

Rep. Todd moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND Senate Bill No. 357 by deleting the first sentence in 43-27-104(b) of Section 12 and substituting the following language:

All rules promulgated by the department prior to July 1, 2019, for regulation of industrial hemp are null and void immediately upon rules promulgated to effectuate this act taking effect.

On motion, House Amendment No. 2 was adopted.

Rep. Todd moved that **Senate Bill No. 357**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0
Present and not voting.....	3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd,

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

Representatives present and not voting were: Ogles, Rudd, Sherrell--3

A motion to reconsider was tabled.

***House Bill No. 963** -- Advertising - As introduced, requires certain outdoor advertising structures to obtain a permit or tag from the commissioner of transportation. - Amends TCA Title 54, Chapter 21, Part 1. by *Smith, *Daniel, *Carter. (SB902 by *Southerland)

Rep. Smith moved that House Bill No. 963 be passed on third and final consideration.

Rep. Howell moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 963 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 54-21-102, is amended by adding the following as a new, appropriately designated subdivision:

() "Conforming" means an outdoor advertising device that was permitted under and conforms to the zoning, size, lighting, and spacing criteria established in accordance with either the current agreement entered into between the commissioner and the secretary of transportation of the United States on or about October 18, 1984, or the original agreement entered into on or about November 11, 1971, as authorized in § 54-21-116. Any permitted outdoor advertising device that continues to conform to either the current agreement or the original agreement and conditions provided in § 54-21-116 is considered conforming;

SECTION 2. Tennessee Code Annotated, Section 54-21-104(a), is amended by designating the existing subsection as subdivision (a)(1) and adding a new subdivision (a)(2) as follows:

(2) If an existing outdoor advertising device was not subject to this chapter when it was erected but is subsequently made subject to this chapter by a federal law or action that adds a highway or section of a highway to the interstate or primary highway systems, such outdoor advertising device shall be required to obtain a permit and tag from the commissioner as provided in subdivision (b)(2).

SECTION 3. Tennessee Code Annotated, Section 54-21-104(b)(1), is amended by deleting the first sentence and substituting the following language:

Except as otherwise provided in subdivision (b)(2), permits and tags shall not be issued until applications are made in accordance with and on forms

provided by the commissioner and accompanied by payment of a fee of two hundred dollars (\$200) for each permit and tag requested.

SECTION 4. Tennessee Code Annotated, Section 54-21-104(b), is amended by adding the following as a new subdivision (b)(2) and renumbering existing subdivision (b)(2) and the remaining subdivisions accordingly:

(2) If an existing outdoor advertising device is made subject to this chapter under subdivision (a)(2), the owner or operator of the device shall obtain a permit and tag in the same manner as provided in subdivision (b)(1) except as follows:

(A) The application for the permit and tag shall be made on an application form specifically provided for this purpose;

(B) The application form shall exempt the applicant from providing:

(i) Any stake or mark on the ground showing the location of the outdoor advertising device on the real property;

(ii) A map or scaled drawing showing the property lines of the real property within which the outdoor advertising device is located, the location of the outdoor advertising device within the real property, the public roads adjacent to the real property, or the means of access to the outdoor advertising device; or

(iii) Any affidavit or other document from the real property owner verifying that the owner has granted the applicant the right to construct and operate the outdoor advertising device on the real property;

(C) The application shall be accompanied by payment of a fee of seventy dollars (\$70.00) for each permit and tag requested. This fee shall represent payment for the required tag and for the first annual permit and shall not be subject to return upon rejection of any application;

(D) After a completed application is submitted to and processed by the department of transportation in accordance with this subdivision (b)(2) and the applicable provisions of the department of transportation's outdoor advertising regulations, the department of transportation shall issue the permit, except as otherwise provided in subdivision (b)(2)(F);

(E) No existing outdoor advertising device shall be denied a permit under this subdivision (b)(2) solely because the device does not meet the size, lighting, spacing, or zoning criteria that are required for new outdoor advertising devices under current law and regulations;

(F)

(i) An application for a permit may be denied on other grounds under this subdivision (b)(2) only in accordance with current law or regulations, including as follows:

(a) The outdoor advertising device is located within or encroaches upon state highway right-of-way;

(b) There is no access to the outdoor advertising device for maintenance or operational purposes except by direct access from state highway right-of-way or across the state's access control limits;

(c) The applicant for the permit is subject to enforcement action under § 54-21-105(c); or

(d) Issuance of the permit would violate federal law.

(ii) Before denying a permit on any of the grounds provided in subdivision (b)(2)(F)(i), the department of transportation shall notify the applicant in writing of the violation that prevents issuance of the permit. The department shall also give the applicant a reasonable amount of time to undertake such action, if any, that would cure the violation. If the applicant cures the violation, the department shall issue the permit, but if the applicant fails to cure the violation the department shall deny the permit;

(G) Any permit that is issued under this subdivision (b)(2) shall indicate whether the outdoor advertising device shall be characterized and regulated as a conforming or nonconforming device under this chapter based upon the conditions and laws in effect on the date of the department's field inspection. The department shall notify the applicant in writing of the reason or reasons for characterizing a device as nonconforming; and

(H) The applicant has the right to appeal the department's decision in accordance with the department of transportation's outdoor advertising regulations and the applicable provisions of the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 5. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Rep. Smith moved that **House Bill No. 963**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

***House Bill No. 1080** -- Taxes, Excise - As introduced, redefines "passive investment income" for family-owned noncorporate entities to include rents from commercial property for entities who qualified as an obligated member entity as of January 1, 2019. - Amends TCA Section 67-4-2008. by *Rudd. (SB1198 by *White)

Rep. Rudd moved that **House Bill No. 1080** be reset for the next available Regular Calendar, which motion prevailed.

***Senate Joint Resolution No. 58** -- General Assembly, Statement of Intent or Position - Expresses support for the Nation of Israel. by *Pody. (*Weaver)

Rep. Weaver moved the House concur in **Senate Joint Resolution No. 58**, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

A motion to reconsider was tabled.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***House Bill No. 856** -- Employees, Employers - As introduced, adds private employers to the types of employers subject to the requirements of the Healthy Workplace Act. - Amends TCA Title 50, Chapter 1. by *Parkinson, *Bricken, *Camper, *White . (SB815 by *Akbari)

Rep. Parkinson moved that House Bill No. 856 be passed on third and final consideration.

Rep. Boyd moved adoption of Consumer and Human Resources Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 856 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 50-1-502, is amended by deleting subdivision (3) and substituting instead the following:

(3) "Employer" means a private employer and a state or local governmental entity.

SECTION 2. Tennessee Code Annotated, Section 50-1-504, is amended by deleting the section and substituting instead the following:

(a) Notwithstanding § 29-20-205, if an employer adopts the model policy created by TACIR pursuant to § 50-1-503(a) or adopts a policy that conforms to the requirements set out in § 50-1-503(b), then the employer is immune from suit for any employee's abusive conduct that results in negligent or intentional infliction of mental anguish. Nothing in this section limits the personal liability of an employee for any abusive conduct in the workplace.

(b) Nothing in this section creates a cause of action against an employer who does not adopt the model policy created by TACIR pursuant to § 50-1-503(a) or adopt a policy conforming to the requirements set out in § 50-1-503(b).

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Consumer and Human Resources Committee Amendment No. 1 was adopted.

Rep. Hardaway moved the previous question, which motion prevailed.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Whitson

REGULAR CALENDAR, CONTINUED

Rep. Parkinson moved that **House Bill No. 856**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

House Bill No. 1439 -- Tickets, Admission - As introduced, requires a ticket reseller using a tentative ticket policy to make certain disclosures during a resale transaction of tickets that are not owned or possessed by the reseller, or under a contract for transfer to the reseller; requires the reseller to provide a refund if unsuccessful in securing the tickets; deems a violation to be a violation of the Tennessee Consumer Protection Act of 1977. - Amends TCA Title 39 and Title 47. by *Garrett, *Thompson, *Clemmons. (*SB1176 by *Dickerson, *Yarbro)

On motion, House Bill No. 1439 was made to conform with **Senate Bill No. 1176**; the Senate Bill was substituted for the House Bill.

Rep. Garrett moved that Senate Bill No. 1176 be passed on third and final consideration.

Rep. Boyd moved that Consumer and Human Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Garrett moved that **Senate Bill No. 1176** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry,

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 272** -- Insurance Companies, Agents, Brokers, Policies - As introduced, broadens the manner and ability of insurers or insurance producers to pay referral fees to unlicensed persons. - Amends TCA Title 56, Chapter 6 and Title 56, Chapter 8. by *Gant, *Travis. (SB1299 by *Pody)

Rep. Gant moved that House Bill No. 272 be passed on third and final consideration.

Rep. Travis moved adoption of Insurance Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 272 by deleting the amendatory language of Section 1 and substituting the following:

(e) An unlicensed person may make a referral to a licensed insurance producer if the person does not discuss the specific insurance policy terms and conditions. Except as prohibited by federal law, the unlicensed person may be compensated for the referral. However, an unlicensed person who is neither employed by nor affiliated with the licensed insurance producer may be compensated only if the compensation is a fixed dollar amount, not to exceed twenty-five dollars (\$25.00) or such lesser amount as the commissioner may establish by rule, for each referral. In either event, the referral compensation must not depend on whether the referred customer purchases an insurance product from the licensed insurance producer.

On motion, Insurance Committee Amendment No. 1 was adopted.

Rep. Gant moved that **House Bill No. 272**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

EXPLANATION OF VOTE
March 25, 2019

Pursuant to House Rule 30, I [Representative Ron Gant] submit the following explanation of Vote on House Bill 272. I am voting for the bill, in part, because I believe it will not apply to title insurance agents or the title insurance industry, as described in Title 56, Chapter 35, and because I believe the bill will further the interests of my constituents and Tennesseans.

/s/ Representative Ron Gant, Sponsor of House Bill 272

REGULAR CALENDAR, CONTINUED

House Bill No. 1078 -- Election Laws - As introduced, authorizes Rutherford County to establish a program to operate convenient voting centers for federal, state, and local elections under certain conditions. - Amends TCA Title 2, Chapter 3. by *Rudd, *Terry, *Lynn, *Boyd, *Baum, *Sparks. (*SB726 by *Reeves, *White)

Rep. Rudd moved that **House Bill No. 1078** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

Representatives present and not voting were: Towns--1

A motion to reconsider was tabled.

***House Bill No. 699** -- Real Property - As introduced, establishes the Tennessee Plane Coordinate System as new system of defining and stating geographic positions and locations in Tennessee. - Amends TCA Title 3, Chapter 1, Part 1; Title 4, Chapter 16 and Title 66, Chapter 6. by *Leatherwood, *White . (SB997 by *Rose, *Kelsey)

Rep. Leatherwood moved that House Bill No. 699 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 699 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 66-6-101, is amended by deleting the section and substituting the following:

66-6-101. Designation Of Geodetic Survey System.

(a) The most recent system of plane coordinates which has been established by the United States Department of Commerce, National Oceanic and Atmospheric Administration's National Geodetic Survey, based on the National Spatial Reference System, and known as the State Plane Coordinate System, for defining and stating the geographic positions or locations of points on the surface of the earth within the state of Tennessee shall hereafter be known as the Tennessee State Plane Coordinate System.

(b) The system of plane coordinates, known as the North American Datum of 1983, which has been established by the United States Department of Commerce, National Oceanic and Atmospheric Administration's National Geodetic Survey, formerly the United States Coast and Geodetic Survey, for defining and stating the geographic positions or locations of points on the surface of the earth within this state is hereafter to be known and designated as the Tennessee Coordinate System of 1983.

(c) The system of plane coordinates which was established in 1927 by the United States Coast and Geodetic Survey for defining and stating the positions or locations of points on the surface of the earth within this state is hereafter to be known and designated as the Tennessee Coordinate System of 1927.

(d) For the purpose of the use of either system, this state has one (1) zone as defined by the National Geodetic Survey.

(e) After December 31, 2022, the "Tennessee State Plane Coordinate System" is the sole system recognized and utilized in Tennessee for the purposes of this chapter. Any use prior to December 31, 2022, may continue to use the Tennessee Coordinate System of 1927 or the Tennessee Coordinate System of 1983 in its applications relative to redistricting.

SECTION 2. Tennessee Code Annotated, Section 66-6-102, is amended by deleting the section and substituting the following:

66-6-102. Coordinates Used.

The plane coordinate values for a point on the earth's surface, used to express the geographic position or location of such point, shall consist of two (2) distances expressed in United States survey feet and decimals of a foot when using the Tennessee Coordinate System of 1927, expressed in either United

States survey feet and decimals of a foot or meters and decimals of a meter when using the Tennessee Coordinate System of 1983, and expressed in either United States survey feet and decimals of a foot or meters and decimals of a meter when using the Tennessee State Plane Coordinate System. When the values are expressed in United States survey feet, they shall be used as the standard foot for the Tennessee State Plane Coordinate System. One of these distances, to be known as the "East X-coordinate," shall give the distance east of the Y axis; the other, to be known as the "North Y-coordinate," shall give the distance north of the X axis. The Y axis of any zone shall be parallel with the central meridian of that zone. The X axis of any zone shall be at right angles to the central meridian of that zone.

SECTION 3. Tennessee Code Annotated, Section 66-6-104, is amended by deleting the section and substituting the following:

66-6-104. Proximity To Horizontal Control Monuments Required For Use Of Coordinates.

Unless established by Global Navigation Satellite Systems (GNSS) methods, no coordinates based on the systems of plane coordinates defined in this chapter, purporting to define the position of a point on a land boundary, shall be presented to be recorded in any public land records or deed records unless such point is within ten kilometers (10 km) of a horizontal control monument existing or newly established in conformity with the standards of accuracy for first or second order geodetic surveying as prepared and published by the Federal Geodetic Control Committee of the United States Department of Commerce. Standards of the Federal Geodetic Control Committee or its successor in force on the date of such survey shall apply. The accuracy limitations described in this section may be modified by any governmental agency to meet local conditions.

SECTION 4. Tennessee Code Annotated, Section 66-6-105, is amended by deleting the section and substituting the following:

66-6-105. Description Of Location Of Survey Stations Or Land Boundary Corners -- Reliance On System Not Required.

(a) For purposes of describing the location of any survey station or land boundary corner in this state, it is considered a complete, legal, and satisfactory description of such location to give the position of such survey station or land boundary corner on any system of plane coordinates defined in this chapter; provided, that any person choosing to use a system of plane coordinates to describe any such survey station or land boundary after December 31, 1992, shall use the Tennessee Coordinate System of 1983 and after December 31, 2022, shall use the Tennessee State Plane Coordinate System.

(b) Nothing contained in this chapter requires a purchaser or mortgagee of real property to rely wholly on a property description, any part of which depends exclusively upon any Tennessee coordinate system.

SECTION 5. Tennessee Code Annotated, Section 66-6-106, is amended by deleting the section and substituting the following:

66-6-106. Use Of Term System On Documents -- Designation Of System Used.

(a) The terms Tennessee Coordinate System of 1927, Tennessee Coordinate System of 1983, or Tennessee State Plane Coordinate System must not be used on any map, report of survey, or other document, unless the coordinates contained within such document are based on the Tennessee coordinate system as defined in this chapter.

(b) Any document containing coordinates based upon a system of plane coordinates defined in this chapter shall contain a statement that indicates whether the Tennessee Coordinate System of 1927, the Tennessee Coordinate System of 1983, or the Tennessee State Plane Coordinate System was used.

(c) The provisions of this chapter must not be construed to prohibit the appropriate use of other datums and other geodetic reference networks.

SECTION 6. The headings to sections in this act are for reference purposes only and do not constitute a part of the law enacted by this act. However, the Tennessee Code Commission is requested to include the headings in any compilation or publication containing this act.

SECTION 7. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. Leatherwood moved that **House Bill No. 699**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Windle, Wright, Zachary, Mr. Speaker Casada--94

Representatives present and not voting were: Williams--1

A motion to reconsider was tabled.

***House Bill No. 74** -- Planning, Public - As introduced, creates an appeal process for decisions of a housing authority regarding a transit-oriented redevelopment project to a legislative appeal board; requires votes on amendments to transit-oriented redevelopment plans within 60 days of submission; reduces the amount of administrative expenses that can be set aside from certain incremental tax revenues, from 5 percent to 3 percent. - Amends TCA Title 9, Chapter 23 and Title 13, Chapter 20. by *Jernigan. (SB1101 by *Dickerson)

Rep. Jernigan moved that House Bill No. 74 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 74 by deleting all the language following the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 13, Chapter 20, Part 7, is amended by adding the following as a new section:

(a) A property owner within the area covered by a transit-oriented redevelopment plan may appeal a decision of an authority, or any committee of an authority, regarding a transit-oriented redevelopment project to a legislative appeal board, created under subsection (b).

(b)

(1) In any area that is covered by a transit-oriented redevelopment plan, there is created a legislative appeal board that is composed of:

(A) The members of the general assembly, as nonvoting, ex officio members, who represent the districts, in whole or in part, within the area where the transit-oriented redevelopment project is located;

(B) The members of the local legislative bodies, as voting, ex officio members, who represent the districts, in whole or in part, within the area where the transit-oriented redevelopment project is located; and

(C) Two (2) members appointed by the members of the general assembly who are ex officio members of the board.

(2) The terms of the appointed members are coterminous with the terms of the appointing authority's term. The appointed members serve at the pleasure of the appointing authority.

(3) The members of the legislative appeal board do not receive compensation for their service on the board.

(4) A majority of the members serving on the board constitutes a quorum.

(c) To initiate an appeal under subsection (a), a property owner shall notify the authority and each member of the legislative appeal board of the property owner's intent to appeal by certified mail, return receipt requested. The notification must contain information identifying the transit-oriented redevelopment project and the specific decision of the authority or committee the property owner is appealing.

(d) Upon notification under subsection (c), the authority shall send copies of any documentation regarding the transit-oriented redevelopment project that is germane to the appeal, including a statement of the reasoning behind the decision under appeal, to each member of the legislative appeal board.

(e) The legislative appeal board shall meet at least once each quarter at a location that is convenient to the members, unless there are no appeals filed in that quarter, in which case the legislative appeal board does not have to meet.

(f) Upon convening under subsection (e), the legislative appeal board may overrule any decision of an authority or committee that is the subject of the appeal, and such decision is binding on the authority or committee.

SECTION 2. Tennessee Code Annotated, Section 13-20-704, is amended by adding the following as a new subsection:

(1) An authority shall vote to approve or disapprove an amendment to a transit-oriented redevelopment plan initiated by the governing body of the municipality within sixty (60) days of the amendment being submitted by the governing body.

(2) A governing body of a municipality shall vote to approve or disapprove an amendment to a transit-oriented redevelopment plan initiated by an authority within sixty (60) days of the amendment being submitted by the authority.

SECTION 3. Tennessee Code Annotated, Section 9-23-105, is amended by designating the existing language as subsection (a) and adding the following as a new subsection (b):

(b) Notwithstanding subsection (a), a transit-oriented redevelopment plan approved pursuant to title 13, chapter 20, part 7, that includes tax increment financing of one million dollars (\$1,000,000) or more may provide that not more than three percent (3%) of incremental tax revenues may be set aside for administrative expenses, including expenses incurred by the tax increment agency and tax agency administrative offices (assessor of property and/or trustee or other tax

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

collecting official) in administering the plan, including a reasonable allocation of overhead expenses.

SECTION 4. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

Rep. Jernigan moved that **House Bill No. 74**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 97
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--97

A motion to reconsider was tabled.

House Bill No. 362 -- Annexation - As introduced, requires municipalities to record annexation resolutions and deannexation ordinances with the register of deeds in the county or counties affected by the boundary changes. - Amends TCA Title 6, Chapter 51. by *Cochran, *Hardaway. (*SB359 by *Haile)

On motion, House Bill No. 362 was made to conform with **Senate Bill No. 359**; the Senate Bill was substituted for the House Bill.

Rep. Cochran moved that **Senate Bill No. 359** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0
Present and not voting..... 1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Curcio, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd,

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

Representatives present and not voting were: Crawford--1

A motion to reconsider was tabled.

House Bill No. 958 -- Holidays and Days of Special Observance - As introduced, designates December 1 of each year as "Mrs. Rosa L. Parks Day," a day of special observance. - Amends TCA Title 15, Chapter 2, Part 1. by *Camper, *Johnson G, *Lamar, *Cooper, *Love, *Clemmons, *Stewart, *Parkinson, *Hardaway, *Dixie. (*SB500 by *Akbari, *Crowe, *Gilmore, *Robinson, *Yarbro)

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Howell

REGULAR CALENDAR, CONTINUED

On motion, House Bill No. 958 was made to conform with **Senate Bill No. 500**; the Senate Bill was substituted for the House Bill.

Rep. Camper moved that **Senate Bill No. 500** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

***House Bill No. 925** -- Mining and Quarrying - As introduced, relieves the commissioner of labor and workforce development of responsibilities concerning mine rescue operations; deletes statutes establishing the mine rescue corps within the department of labor and workforce development. - Amends TCA Title 59, Chapter 12. by *Lamberth, *Gant, *Cepicky, *Sherrell. (SB781 by *Johnson, *Niceley)

Rep. Cepicky moved that **House Bill No. 925** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes.....	8
Present and not voting.....	4

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--82

Representatives voting no were: Clemmons, Cooper, Hardaway, Johnson G, Mitchell, Parkinson, Stewart, Towns--8

Representatives present and not voting were: Beck, Jernigan, Powers, Thompson--4

A motion to reconsider was tabled.

***House Joint Resolution No. 197** -- General Assembly, Confirmation of Appointment - Thomas L. "Tommy" Woods, Tennessee Fish and Wildlife Commission. by *Hill T, *Halford, *Crawford.

On motion, **Senate Joint Resolution No. 199** was substituted for House Joint Resolution No. 197

Rep. T. Hill moved the House concur in **Senate Joint Resolution No. 199**, which motion prevailed by the following vote:

Ayes	95
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Sparks, Staples, Stewart, Terry, Thompson,

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

***House Bill No. 531** -- Highways, Roads and Bridges - As introduced, makes permanent the provision that is set to expire July 1, 2019, allowing counties to provide 2 percent matching funds for state-aid highway funds rather than 25 percent. - Amends TCA Section 54-4-404. by *Hill T, *Moon, *Griffey, *Carr, *Weaver, *Howell, *Potts, *Russell, *Lamar, *Whitson, *Calfee, *Windle, *Hicks, *Shaw, *Bricken, *Tillis, *Sexton C, *Byrd, *Lynn, *Boyd, *Cochran, *Hurt, *Reedy, *Littleton, *Sherrell, *Carter, *Ogles, *Hall, *Gant, *Eldridge, *Helton, *Doggett, *Rudder, *Williams, *Powers, *Haston, *Lamberth, *Crawford, *Keisling, *Sanderson. (SB1364 by *Yager, *Niceley, *Bowling, *Swann, *Bailey, *Gresham, *Haile, *Hensley, *Jackson, *Kurita, *Pody, *Southerland, *Stevens, *Watson)

On motion, House Bill No. 531 was made to conform with **Senate Bill No. 1364**; the Senate Bill was substituted for the House Bill.

Rep. T. Hill moved that **Senate Bill No. 1364** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

House Bill No. 1501 -- Sumner County - Subject to local approval, redesignates the title of "county executive" to "county mayor." - Amends Chapter 137 of the Private Acts of 2004. by *Lamberth, *Weaver, *Garrett, *Lynn. (*SB1510 by *Haile)

Rep. Lamberth moved that **House Bill No. 1501** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel,

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 634** -- Taxes, Sales - As introduced, exempts water furnished by a utility district and used exclusively in a farming operation from sales and use tax. - Amends TCA Title 67. by *Halford, *Hill T, *Sherrell, *Lamberth, *Byrd, *Haston, *Russell, *Rudder, *Tillis, *Marsh, *Leatherwood, *Hurt, *Bricken, *Carr, *Terry, *Wright, *Hazlewood, *Powers, *Doggett, *Windle, *Keisling, *Shaw, *Holt, *Sanderson, *Ogles, *Williams, *Crawford, *Helton, *Lafferty, *Daniel, *Kumar, *Cochran, *Smith, *Hicks, *Todd, *Gant, *Littleton, *Eldridge, *Moon, *Moody. (SB1460 by *Bailey, *Bowling)

Rep. Halford moved that House Bill No. 634 be passed on third and final consideration.

Rep. Lynn moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 634 by deleting SECTION 1 and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 67-6-207(a)(18), is amended by deleting the following language:

Electricity, natural gas and liquefied gas, including, but not limited to, propane and butane used directly in the production of food or fiber for human or animal consumption or to aid in the growing of a horticultural product for sale; and

and substituting instead the following:

Water, electricity, natural gas, and liquefied gas, including, but not limited to, propane and butane, used directly in the production of food or fiber for human or animal consumption or to aid in the growing of a horticultural product for sale; and

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Rep. Halford moved that **House Bill No. 634**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Joint Resolution No. 196** -- General Assembly, Confirmation of Appointment - James W. "Jimmy" Granbery, Tennessee Fish and Wildlife Commission. by *Halford, *White , *Clemmons.

On motion, **Senate Joint Resolution No. 200** was substituted for House Joint Resolution No. 196

Rep. Halford moved the House concur in **Senate Joint Resolution No. 200**, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

House Bill No. 1021 -- County Government - As introduced, extends from 90 to 120 days the period by which a county legislative body must file a revised county district boundary map with the county clerk, secretary of state, and comptroller of the treasury. - Amends TCA Title 5; Title 6; Title 7; Title 13; Title 53; Title 62; Title 67 and Title 68. by *Lynn, *Carter, *Crawford, *Sparks, *Hawk, *Lamberth, *Sexton J, *White , *Moon. (*SB431 by *Bell, *White, *Stevens)

Rep. Lynn moved that House Bill No. 1021 be passed on third and final consideration.

Rep. Boyd requested that Consumer and Human Resources Committee Amendment No. 1 be placed at the heel of the amendments.

Rep. Carr moved adoption of House Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1021 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 7, Chapter 51, is amended by adding the following new part:

7-51-2001.

As used in this part, unless the context requires otherwise:

(1) "Auxiliary container" means a bag, cup, bottle, can, device, eating or drinking utensil or tool, or other packaging, whether reusable or single use, which is:

(A) Made of cloth, paper, plastic, including foamed or expanded plastic, cardboard, corrugated material, aluminum, glass, post-consumer recycled material, or similar material or substrates, including coated, laminated, or multilayer substrates; and

(B) Designed for transporting, consuming, or protecting merchandise, food, or a beverage to or from, or at, a food service, manufacturing, distribution or processing facility, or retail facility; and

(2) "Local government" means a county, municipality, or county with a metropolitan form of government.

7-51-2002.

(a) A local government shall not adopt or enforce a resolution, ordinance, policy, or regulation that:

- (1) Regulates the use, disposition, or sale of an auxiliary container;
 - (2) Prohibits or restricts an auxiliary container; or
 - (3) Enacts a fee, charge, or tax on an auxiliary container.
- (b) Subsection (a) must not be construed to restrict:
- (1) A curbside recycling program;
 - (2) A designated residential or commercial recycling location;
 - (3) A commercial recycling program;
 - (4) The use of an auxiliary container on property owned by a local government; or
 - (5) The regulation of auxiliary containers at an event, concert, or sports venue owned by a private or public entity or at an event managed by a local government.

SECTION 2. Tennessee Code Annotated, Title 53, Chapter 8, Part 2, is amended by adding the following new section:

- (a) Notwithstanding any law to the contrary, and except for subdivision (c)(1), the local government's authority under title 13, chapters 7, 16, and 28, and the local government's authority to regulate roadways, traffic, and the provision of utility services, this state is the exclusive regulator of food and drink sellers, vendors, vending machine operators, food establishments, and food service establishments in this state.
- (b) A local government, as that term is defined in § 7-51-2001, shall not impose a tax, fee, or otherwise regulate the wholesale or retail sale, manufacture, or distribution of any food or drink, food or drink content, amount of food or drink content, or food or drink ingredients, except as authorized under title 67, chapter 6, or § 67-4-504, or pursuant to a contract with the department of agriculture.
- (c) This section:
- (1) Does not prohibit a local government from regulating zoning, building codes, locations, hours of operation, or the issuance of permits, or from performing any other local governmental functions as authorized by existing state law, with respect to food and drink sellers and vendors, vending machine operators, food establishments, and food service establishments; and

(2) Applies to both the sale and distribution of food or drink by food and drink sellers, food establishments, food service establishments, manufacturers of food and drink products regulated under title 53, chapter 1, and vending machines.

SECTION 3. Tennessee Code Annotated, Section 68-14-702, is amended by designating the existing language as subsection (a) and by adding the following new subsection:

(b)

(1) It is the further purpose of this part that, notwithstanding any law to the contrary, and except as provided under subdivision (b)(2), this state is the exclusive regulator of food and drink, food and drink content, amount of food and drink content, and food and drink ingredients in this state, and a local government, as that term is defined in § 7-51-2001, shall not impose a tax, fee, or otherwise regulate the wholesale or retail sale, manufacture, or distribution of any food or drink, food or drink content, amount of food or drink content, or food or drink ingredients, except as authorized under title 67, chapter 6, or § 67-4-504, or pursuant to a contract with the department of agriculture.

(2) This subsection (b) does not:

(A) Prohibit a local government from regulating zoning, building codes, locations, hours of operation, or the issuance of permits, or from performing any other local governmental functions as authorized by existing state law, with respect to food and drink sellers and vendors, vending machine operators, food establishments, and food service establishments; or

(B) Prohibit a local department of health from enforcing existing state laws and rules pursuant to a contract with the state department of health.

SECTION 4. If any provision of this act or its application to any person or circumstance is held invalid, then the invalidity does not affect other provisions or applications of the act that can be given effect without the invalid provision or application, and to that end the provisions of this act are severable.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, House Amendment No. 2 was adopted.

Rep. Boyd moved that Consumer and Human Resources Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. C. Sexton moved the previous question, which motion prevailed.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Rep. Lynn moved that **House Bill No. 1021**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes.....	21
Present and not voting.....	2

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, Doggett, Dunn, Eldridge, Faison, Farmer, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Hulse, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Powers, Ragan, Reedy, Rudd, Rudder, Russell, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Williams, Wright, Zachary, Mr. Speaker Casada--69

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hardaway, Hodges, Jernigan, Johnson G, Love, Miller, Mitchell, Potts, Powell, Staples, Stewart, Thompson, Towns, Windle--21

Representatives present and not voting were: DeBerry, Parkinson--2

A motion to reconsider was tabled.

***House Bill No. 762** -- Election Laws - As introduced, prohibits candidate who loses primary election from qualifying as a write-in candidate for the general election; prohibits write-in votes for such candidate from being counted for the general election. - Amends TCA Title 2, Chapter 5 and Title 2, Chapter 7. by *Shaw. (SB1258 by *Gresham, *Haile)

On motion, House Bill No. 762 was made to conform with **Senate Bill No. 1258**; the Senate Bill was substituted for the House Bill.

Rep. Shaw moved that **Senate Bill No. 1258** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	81
Noes.....	9
Present and not voting.....	4

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Cochran, Coley, Crawford, Curcio, DeBerry, Dixie, Doggett, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Haston, Hawk, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulse, Hurt, Jernigan, Johnson C, Keisling, Kumar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Moody, Moon, Ogles, Parkinson, Potts, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Staples, Stewart, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Wright, Zachary, Mr. Speaker Casada--81

Representatives voting no were: Clemmons, Cooper, Daniel, Dunn, Hardaway, Johnson G, Lafferty, Mitchell, Windle--9

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

Representatives present and not voting were: Beck, Chism, Powell, Sparks--4

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 1258** and have this statement entered in the Journal: Rep. Hulsey.

REGULAR CALENDAR, CONTINUED

***House Bill No. 843** -- Drugs, Prescription - As introduced, makes various changes concerning the prescription of certain Scheduled controlled substances. - Amends TCA Title 53, Chapter 10, Part 3; Title 63, Chapter 1, Part 1 and Title 63, Chapter 1, Part 4. by *Sexton C, *Gant, *Terry, *Smith, *Kumar, *Vaughan, *Casada, *Jernigan, *Leatherwood, *Helton, *Williams. (SB810 by *Reeves, *Briggs, *Hensley, *Haile)

Rep. C. Sexton moved that **House Bill No. 843** be reset for the Regular Calendar on March 28, 2019, which motion prevailed.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 658** -- Law Enforcement - As introduced, limits the authority of a community oversight board to the review and consideration of matters reported to it and the issuance of advisory reports and recommendations to agencies involved in public safety and the administration of justice. - Amends TCA Title 10, Chapter 7, Part 5; Title 38; Title 39 and Title 40. by *Curcio, *Carter, *Van Huss, *Littleton, *Farmer, *Moon, *Lamberth, *Sexton C, *Gant, *Casada, *Tillis, *Hazlewood, *Kumar, *Byrd, *Keisling, *Halford, *Boyd, *Griffey, *Powers, *Doggett, *Holsclaw, *Johnson C, *Howell, *Zachary, *Hill T, *Crawford, *Hill M, *Hulsey, *Whitson, *Smith, *Helton, *Carr, *Hall, *Sherrell, *Reedy, *Coley, *White, *Ogles, *Hawk, *Rudder, *Haston, *Travis, *Weaver, *Cepicky, *Calfee, *Hurt, *Terry, *Eldridge, *Vaughan, *Garrett, *Sanderson, *Cochran, *Holt, *Sparks. (SB1407 by *Bell, *White, *Pody)

Rep. Curcio moved that the House non-concur in Senate Amendment No. 1 to **House Bill No. 658**, which motion prevailed.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Camper, **House Joint Resolution No. 361** was withdrawn from the House.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

On motion of Rep. Camper, **House Joint Resolution No. 362** was withdrawn from the House.

On motion of Rep. Camper, **House Joint Resolution No. 363** was withdrawn from the House.

BILL RE-REFERRED

Pursuant to Rule No. **83(2)**, the following bills, having been returned to the Clerk's desk, was re-referred to the following Committee by the Speaker:

House Bill No. 801 -- Firearms and Ammunition -- House Judiciary Committee

ANNOUNCEMENTS

REPORTS FILED

The Clerk announced The Statistical Report of the Board of Judicial Conduct covering filings and dispositions for the month of February 2019 has been filed with the Clerk's Office and is available for review.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 1 Rep. Sanderson as Second prime sponsors.

House Bill No. 1 Rep. Camper as prime sponsor.

House Bill No. 37 Rep. Lafferty as prime sponsor.

House Bill No. 70 Rep. Byrd as prime sponsor.

House Bill No. 84 Rep. Zachary as prime sponsor.

House Bill No. 126 Reps. Griffey and Hall as prime sponsors.

House Bill No. 389 Rep. Sparks as prime sponsor.

House Bill No. 498 Reps. Thompson and Cepicky as prime sponsors.

House Bill No. 681 Reps. Weaver and Ragan as prime sponsors.

House Bill No. 769 Rep. White as prime sponsor.

House Bill No. 817 Reps. Tillis, Hakeem and Moon as prime sponsors.

MONDAY, MARCH 25, 2019 -- TWENTY-FIRST LEGISLATIVE DAY

House Bill No. 843 Rep. Williams as prime sponsor.

House Bill No. 937 Reps. Zachary and Bricken as prime sponsors.

House Bill No. 947 Rep. Byrd as prime sponsor.

House Bill No. 973 Rep. Whitson as prime sponsor.

House Bill No. 1070 Rep. Boyd as prime sponsor.

House Bill No. 1185 Rep. Hulse as prime sponsor.

House Bill No. 1284 Rep. Ramsey as First prime sponsor.

House Bill No. 1284 Rep. Reedy as First prime sponsor.

SPONSORS REMOVED

On Motion, Rep. Sanderson was removed as sponsor of **House Bill No. 1087**.

**REPORT OF CHIEF ENGROSSING CLERK
March 25, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution No. 346; for his action.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
March 25, 2019**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution No. 346; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

**SIGNED
March 25, 2019**

The Speaker announced that he had signed the following: House Bills Nos. 3 and 258.

GREG GLASS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 96

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Faison, Farmer, Freeman, Gant, Garrett, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Powers, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Williams, Windle, Wright, Zachary, Mr. Speaker Casada -- 96

RECESS

On motion of Rep. Lamberth, the House stood in recess until 9:00 a.m., Thursday, March 28, 2019.